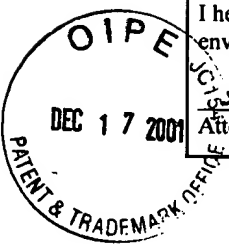


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CERTIFICATE OF MAILING

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Boyd E. Heise  
Attorney for Applicant(s)



PATENT  
Docket No. 2807.2.22.28

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Michael H. Myers et al.

Serial No.: 09/872,404

Filing Date: June 1, 2001

For: REPLICATED-SPECTRUM PHOTONIC  
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INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner  
for Patents  
Washington, D.C. 20231

Sir:

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This Information Disclosure Statement discloses information which has come to the attention of Applicants and/or their attorneys and is being submitted so as to comply with the duty of disclosure set forth in 37 C.F.R. § 1.56. In accordance with 37 C.F.R. § 1.97(b), this Statement is being filed within three (3) months of the filing date of the above-identified application or before the mailing date of a first Action on the merits.

Neither Applicants nor their attorneys make any representation that any information disclosed herein may be "prior art" within the meaning of that term under 35 U.S.C. §§ 102 or 103. Moreover, pursuant to 37 C.F.R. § 1.97, the filing of this Information Disclosure Statement shall not be construed as a representation that a search has been made or as an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

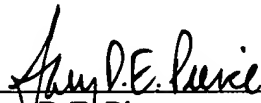
In accordance with 37 C.F.R. § 1.98, this Information Disclosure Statement includes and is accompanied by:

1. A completed copy of Form PTO-1449 listing the patents, publications and other information being submitted for consideration; and
2. A legible copy of each patent, publication and other item of information in written form listed on the enclosed Form PTO-1449.

The patents, publications and other items of information listed above as Nos. 1-153 were previously cited by and/or submitted to the U.S. Patent and Trademark Office in Applicant's prior application Serial No. 09/810,910 (filed March 16, 2001 for "PHOTONIC WAVELENGTH SHIFTING APPARATUS"), which is being relied upon for an earlier filing date under 35 U.S.C. § 120. In accordance with 37 C.F.R. § 1.98(d), therefore, copies of these patents, publications and other items of information are not being submitted with this Statement.

DATED this 9th day of November, 2001.

Respectfully submitted,

  
\_\_\_\_\_  
Gary D.E. Pierce  
Reg. No. 38,019  
Attorney for Applicant(s)

Date: November 9, 2001

PATE PIERCE & BAIRD  
Bank One Tower  
50 West Broadway, Suite 900  
Salt Lake City, Utah 84101  
Telephone: (801) 530-5090



<b>FORM PTO-1449</b>  <b>LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT</b>  (use several sheets if necessary)	<b>SERIAL NO.</b> 09/872,404	<b>ATTORNEY DOCKET NO.</b> 2807.2.22.28
	<b>FILING DATE</b> June 1, 2001	<b>GROUP ART UNIT</b> 2872
	<b>APPLICANT(S):</b> Michael H. Myers et al.	

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